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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/942,435	08/29/2001	John R. Schwier	342312003401

## CONFIRMATION NO. 8122

## FORMALITIES LETTER



\*OC00000000683315\*

Madeline I. Johnston  
Morrison & Foerster LLP  
755 Page Mill Road  
Palo Alto, CA 94304-1018

Date Mailed: 10/02/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

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*A copy of this notice MUST be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

1 04/23/2002 SDBENB0B1 00000052 031952 09942435

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PTO/SB/21 (08-00)

Approved for use through 10/31/02, OMB 0651-0031

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# TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

Application Number	09/942,435
Filing Date	August 29, 2001
First Named Inventor	John R. SCHWIER
Group Art Unit	1646
Examiner Name	To Be Assigned
Attorney Docket No.	342312003401

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**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form+copy (2 Pages)	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declarations	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request (1 Page)	<input type="checkbox"/> Power of Attorney, Revocation	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	Declaration (2 Pages) Prosecution By Assignee and Power of Attorney (3 Pages) Statement Under 37 CFR 3.73(b) with copy of assignment (5 Pages) Copy of Notice to File Missing Parts(1 Page) Return receipt postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Firm or Individual Name	Morrison & Foerster LLP, 755 Page Mill Road, Palo Alto, California 94304-1018  Madeline I. Johnston (Registration No. 36,174)
Signature	
Date	April 18, 2002

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

Express Mail Label No.: EV093226596US

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Tamara Alcaraz

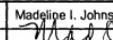
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<b>FEE TRANSMITTAL FOR FY 2002</b>		Complete if Known			
 <small>Patent fees are subject to annual revision.</small>		Application Number		09/942,435	
		Filing Date		August 29, 2001	
		First Named Inventor		John R. SCHWIER	
		Examiner Name		To Be Assigned	
		Group Art Unit		1646	
TOTAL AMOUNT OF PAYMENT		(\$ 2,090.00)		Attorney Docket No. 342312003401	

METHOD OF PAYMENT				FEE CALCULATION (continued)			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:							
Deposit Account Number	03-1952			Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)
Deposit Account Name	Morrison & Foerster LLP			105	130	205	65
<input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17				127	50	227	25
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27				139	130	139	130
<input type="checkbox"/> Payment Enclosed:				147	2,520	147	2,520
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other				112	920*	112	920*
				113	1,840*	113	1,840*
				115	110	215	55
				116	400	216	200
				117	920	217	460
				118	1,440	218	720
				128	1,960	228	980
				119	320	219	160
				120	320	220	160
				121	280	221	140
				138	1,510	138	1,510
				140	110	240	55
				141	1,280	241	640
<b>FEE CALCULATION</b>				<b>SUBTOTAL (1)</b>	<b>(\$ 0)</b>		
<b>1. BASIC FILING FEE</b>							
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
101	740	201	370	Utility filing fee			
106	330	206	165	Design filing fee			
107	510	207	255	Plant filing fee			
108	740	208	370	Reissue filing fee			
114	160	214	80	Provisional filing fee			
				<b>SUBTOTAL (1)</b>	<b>(\$ 0)</b>		
<b>2. EXTRA CLAIM FEES</b>							
Total Claims	51	-51**	= 0	Extra Claims	Fee from below	Fee Paid	
Independent Claims	2	-3*	= 0	x 18	= \$ 0		
Multiple Dependent				x 84	= \$ 0		
				280	= \$ 0		
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
103	18	203	9	Claims in excess of 20			
102	84	202	42	Independent claims in excess of 3			
104	280	204	140	Multiple dependent claims, if not paid			
109	84	209	42	-Reissue independent claims over original patent			
110	18	210	9	-Reissue claims in excess of 20 and over original patent			
				<b>SUBTOTAL (2)</b>	<b>(\$ 0)</b>		
** or number previously paid, if greater; For reissues, see above.							
*Reduced by Basic Filing Fee Paid <b>SUBTOTAL (3)</b> <b>(\$ 2090)</b>							

SUBMITTED BY		Complete if applicable		
Name (Print/Type)	Madeline I. Johnston	Registration No. (Attorney/Agent)	36,174	Telephone (650) 813-5840
Signature				Date April 18, 2002

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